

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE:

JOSEPH S. BEALE,

ANDREW J. MAXWELL, Trustee,

Plaintiff,

V.

JOSEPH S. BEALE, JANE RODAK, et al.

Defendants.

NOTICE OF MOTION

TO: Richard J. Mason, P.C. (ARDC #01787659)
Patricia K. Smoots (ARDC #06194076)
Michael M. Schmahl (ARDC #06275860)
MCGUIREWOODS LLP
77 W. Wacker Drive, Suite 4100
Chicago, IL 60601

PLEASE TAKE NOTICE that on August 7, 2008, at the hour of 9:30 a.m., or as soon thereafter as counsel may be heard, we shall appear before the Honorable Joan B. Gottschall, United States District Court Judge, in Courtroom 2325, Everett McKinley Dirksen Building, 219 South Dearborn Street, Chicago, Illinois, or before any other judge who may be sitting in her place and stead, for the purpose of setting a briefing schedule regarding the **Defendants' Motion to Withdraw the Reference to the Bankruptcy Court** that was filed with the United States Bankruptcy Court for the Northern District of Illinois on July 18, 2008, copies of which were served upon you at that time.

Respectfully submitted,

/s/Pia N. Thompson
Counsel for Appellants

Dated: August 4, 2008

Alexander Terras (IL Bar No. 2810700)
Pia N. Thompson (IL Bar No. 6225746)
Aaron B. Chapin (IL Bar No. 6292540)
REED SMITH LLP.
10 South Wacker Drive, Suite 4000
Chicago, Illinois 60606
(312) 207-1000

CERTIFICATE OF SERVICE

I, Pia N. Thompson, an attorney, do hereby certify that on the 4th day of August 2008, I did serve the forgoing **NOTICE OF MOTION**, by causing a copy thereof to be served via email to:

To: Richard J. Mason, P.C. Patricia K. Smoots Michael M. Schmahl McGuire Woods LLP 77 W. Wacker Drive Suite 4100 Chicago, IL 60601 Email: rmason@mcguirewoods.com psmoots@mcguirewoods.com mschmahl@mcguirewoods.com	
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/s/ Pia N. Thompson
Pia N. Thompson